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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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In the Matter of)
)
Amendment of Section 73.202(b),)
Table of Allotments,)
FM Broadcast Stations)
(Perry, Starke, Beverly Hills,)
Cross City and Woodville, Florida))

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

MM Docket No. 97-205
RM-9161

TO: John A. Karousos, Chief
Allocations Branch, Policy and Rules Division
Mass Media Bureau

COMMENTS AND COUNTERPROPOSAL
OF DICKERSON BROADCASTING, INC.

1. Dickerson Broadcasting, Inc. ("Dickerson") hereby submits its Comments and Counterproposal in response to the Notice of Proposed Rule Making ("NPRM") released in the above-captioned matter on September 26, 1997. Dickerson is the licensee of Stations WEAG(AM) and WEAG-FM, Starke, Florida. As set forth below, Dickerson has no objection to the allotment of a new FM channel to Perry, Florida. However, Dickerson believes that a channel other than that proposed in the NPRM would better advance the public interest because, as demonstrated below, such alternate channel would not only provide new local service to Perry, but would also permit certain other adjustments to the Table of Allotments which would, in turn, allow multiple dramatic improvements in service to other communities. Further, Dickerson's proposal would permit the Commission to resolve a separate rule making proceeding which, although initiated more than five years ago, remains unresolved to date.

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2. Dickerson's proposal is as follows:

<u>Community</u>	<u>Present</u>	<u>Channel Number</u>	<u>Proposed</u>
Perry	221A		221A 249A ^{1/}
Starke	292A		295C2 ^{2/}
Beverly Hills	292C3		292C2 ^{3/}
Cross City	295C1		227C3 ^{4/}
Woodville	250A		250A ^{5/}

3. At the request of Frank Vela, the NPRM proposed the allotment of Channel 228A to Perry, Florida, as a second local FM service.

4. Dickerson hereby counters by substituting Channel 249A for the proposed allotment in Perry. Such a substitution would still afford Perry a second local FM channel. But it would also open up the following additional allotments:

-- an upgraded (from Channel 292A to Channel 295C2)
channel in Starke, Florida for Dickerson's

^{1/} The coordinates of this allotment would be 30° 01' 55" N and 83° 28' 45" W.

^{2/} The coordinates of this allotment would be 29° 53' 10" N and 82° 15' 16" W.

^{3/} The coordinates of this allotment would be 28° 53' 38" N and 82° 26' 39" W (i.e., the site of the present Class A facilities of Station WXOF(FM)).

^{4/} The coordinates of this allotment would be 29° 49' 21" N and 83° 11' 12" W.

^{5/} The coordinates of this allotment would be 30° 22' 38" N and 84° 06' 32" W. Note that Dickerson's proposal does not entail any modification of the channel to be allotted to Woodville. The only change would be in the site restriction to be imposed on that allotment.

Station WEAG-FM.

- a co-channel upgrade (from Channel 292C3 to Channel 292C2) in Beverly Hills, Florida for Station WXOF(FM).
- an upgrade (from Channel 292A to Channel 227C3) of the actual facilities of Station WDFL(FM), Cross City ^{5/}

The Woodville, Florida allotment would not involve any change in channel; rather, it would simply involve a modification of the site restriction relative to that allotment.

5. As set forth in the accompanying Engineering Report, the proposed allotments conform to all applicable technical rules, including all spacing requirements, and each will permit the provision of city-grade service to its respective community of allotment.

6. Dickerson submits that its proposal would better serve the public interest than the original proposal set out in the NPRM. First and most obviously, under either of the proposals the community of Perry would be accorded its second local FM channel. Thus, adoption of Dickerson's proposal would advance that particular goal at least as well as would the original NPRM proposal. But over and above providing a second local service to Perry, Dickerson's proposal would accomplish multiple additional public interest benefits.

^{5/} As discussed in the text below, Dickerson's proposal would result in a theoretical downgrade (from Channel 295C1 to Channel 227C3) in the Cross City allotment. However, also as discussed, that downgrade would not result in any diminution of actual service, since Station WDFL(FM) has never availed itself of the Class C1 channel in question, and has instead continued to operate as a Class A station on Channel 292A.

7. First, Dickerson's proposal would permit the substantial upgrading of two stations, Station WEAG-FM, Starke, and Station WXOF(FM), Beverly Hills. According to the accompanying Engineering Report, the aggregate population gain for those two stations would easily exceed 500,000 -- with WEAG-FM reaching more than 385,000 additional people, and WXOF(FM) reaching more than 180,000 (at least ^{1/}) additional people.

8. Second, Dickerson's proposal would relieve no fewer than four existing short-spaced situations. See accompanying Engineering Report. Currently, Station WEAG-FM's Starke channel is short-spaced to allotments in Kingsland, Georgia, and Ponte Vedra, Five Points and Beverly Hills, Florida. While the stations on each of these channels are operating consistently with the Commission's rules (e.g., Section 73.215), the fact remains that the existing separations between the allotments are less than specified in Section 73.207. Dickerson's proposal would correct this situation.

9. Third, Dickerson's proposal would permit the Commission to close out an allotment proceeding which is more than five

^{1/} The determination of the level of increased population which might be reached by Station WXOF(FM) depends on the starting point chosen. That is, Station WXOF(FM) is theoretically authorized to operate with Class C3 facilities, although Station WXOF(FM) has not, to Dickerson's knowledge, implemented such facilities. If the potential Class C2 facilities proposed herein by Dickerson were compared with the theoretical Class C3 facilities, then the increase in potential audience would be in the range of 180,000. If the potential Class C2 facilities were compared with the audience which Station WXOF(FM) is in fact reaching with its existing Class A facilities, the increase would exceed 260,000. See Engineering Report.

years old at this point. That proceeding -- MM Docket No. 92-195 (Beverly Hills, Chiefland, Holiday, Micanopy and Sarasota) -- has produced a voluminous record which has remained unresolved for years and which is presently pending before the Commission on application for review filed by Dickerson.^{8/} Indeed, Dickerson's proposal would permit the Commission to achieve even better results in connection with the markets affected by MM Docket No. 92-195 than would have been achieved by the proposal initially adopted by the PRD in that proceeding. See 8 FCC Rcd 2197 (PRD 1993), 8 FCC Rcd 8515 (PRD 1993).

10. Those better results derive from the facts that:

(a) under Dickerson's proposal, the Beverly Hills allotment would be upgraded from Class C3 (as tentatively provided in MM Docket No. 92-195) to Class C2; and (b) unlike MM Docket No. 92-195, from which Starke was effectively excluded, Dickerson's proposal accommodates Starke with its own upgrade.

11. Fourth, there is the matter of the Cross City allotment. Channel 295C1 was originally allotted to Cross City in MM Docket No. 87-455. However, Station WDFL(FM) -- the

^{8/} By Memorandum Opinion and Order, 11 FCC Rcd 4641 (Policy and Rules Division 1996), the Chief, Policy and Rules Division ("PRD"), purported to dismiss Dickerson's application for review. As set forth in a petition for reconsideration of that action filed by Dickerson on May 10, 1996, the PRD did not have the authority to dispose of Dickerson's application for review. See 47 U.S.C. §5(c)(4); 47 C.F.R. §0.283(b)(3). Because the PRD's supposed "dismissal" was without authority, it is appropriate to deem Dickerson's application for review still to be pending, although Dickerson filed its petition for reconsideration of the PRD's decision in order to give the PRD an opportunity itself to consider and address Dickerson's arguments.

affected Cross City station -- has never utilized that channel. While Station WDFL(FM) has advanced several proposals for such use, and while at least one of those proposals was granted (and later cancelled because of the licensee's failure to construct), none of those proposals has proven to be viable. As a result, Station WDFL(FM) continues to operate on Channel 292A.

12. If Dickerson's proposed allotment of Channel 227C3 were compared to the current, actual operation of Station WDFL(FM) on Channel 292A, the result would be significant improvement in the service provided by that station: the population served with Class A facilities is less than 10,000; the population which could be served with the Class C3 facilities proposed herein would exceed 23,000, more than doubling the current potential audience. See Engineering Report. That constitutes a further substantial benefit of Dickerson's proposal.

13. Dickerson acknowledges that, measured against the purely theoretical notion of operation of Station WDFL(FM) on Channel 295C1, Dickerson's proposal could be said to represent a reduction in the potential service which might theoretically be provided, at some indeterminate future time, by Station WDFL(FM). But such a comparison would be inappropriate. As noted above, Station WDFL(FM) has never to date operated on Channel 295C1, so it cannot legitimately be said that that channel provides a meaningful basis for comparison.

14. Indeed, the question of who Station WDFL(FM) might theoretically serve is a particularly inappropriate measure of

anything. In MM Docket No. 87-455, Station WDFL(FM) strongly advocated the allotment of Channel 295C1 because of the theoretical ability of that channel to reach white and grey areas:

Operating from the location studied for purposes of Women's comments, the upgraded WDFL-FM would bring a first aural service to 2,815 people in an area of 984 square kilometers, and a second aural service to 27,948 people in a 2,696-square-kilometer area. Women's proposal would thus advance the highest priority of the Commission's allotment criteria. . . .

Reply Comments of Women in FLA Broadcasting, Inc. (MM Docket No. 87-455, December 29, 1987) at 4 (emphasis in original). The Commission's records will reflect, however, that at no time since the original allotment of the Class C1 channel to Cross City has Station WDFL(FM) ever even proposed facilities which would result in any new first ("white") or second ("grey") aural service. In light of that, any reliance on purely theoretical service which might be achieved at some indeterminate time by Station WDFL(FM) would be especially ill-advised.

15. This is not to say that the Cross City allotment would suffer at all under Dickerson's proposal. To the contrary, Dickerson proposes that a Class C3 channel be allotted there, which would permit facilities significantly greater than those of the existing Class A operation on Channel 292A.

16. Dickerson's instant proposal -- including particularly the proposed Class C3 channel in Cross City -- would provide the significant added benefit of substantial "white" and "grey" area service. Indeed, the proposed Perry and Cross City allotments

could provide two services to the entire "white" area and a substantial portion of the "grey" area; these areas contain several thousand residents. By contrast, Station WDFL(FM)'s latest proposed use of its existing (but as yet never utilized) Class C1 channel, would not serve any "white" area and only a tiny portion of the "grey" area which would be served by Dickerson's proposal. See accompanying Engineering Report.

17. Thus, Dickerson's proposal would provide for significantly expanded service, the elimination of a number of short-spacings, the elimination of significant "white" and "grey" areas, and the termination of a longstanding and relatively complex rule making proceeding. The first three of these factors would be consistent with the Commission's statutory mandate of achieving a "fair, efficient, and equitable distribution of radio service", 47 U.S.C. §307(b). The last of the four would be consistent with the Commission's own interest in conserving its own limited resources.

18. Should the Commission allot Channel 295C2 to Starke, Dickerson intends to take all necessary and appropriate steps to avail itself, at the earliest possible time, of such allotment.

19. With respect to the question of reimbursement to other affected stations, Dickerson notes that any changes to the Perry or Woodville allotments would not in any event require reimbursement, since there are no authorized stations -- indeed, there are not even any pending applications -- on either of those allotments. With respect to the proposed Beverly Hills upgraded

allotment, Dickerson notes that the upgrading from Class C3 to Class C2 is not necessary to accommodate the other proposed changes. Dickerson does anticipate that Station WXOF(FM), which itself proposed a Class C2 operation for itself in MM Docket No. 92-195, is likely to prefer the upgraded channel, and Dickerson is happy to propose it. However, since the Beverly Hills upgrade is not absolutely essential to the other changes proposed herein, Dickerson submits that any actual upgrade by Station WXOF(FM) would be voluntary on that station's part, and Dickerson should not be required to reimburse such costs. ^{2/}


20. Finally, there is Station WDFL(FM) in Cross City. While the changes proposed herein would necessitate some modification of that station's current operating facilities (on Channel 292A), the fact is that Station WDFL(FM) is already under a Commission order to vacate its current channel (which would, Dickerson understands, entail a change of site as well) at its own expense. Despite the fact that Station WDFL(FM) has been subject to this relocation requirement for several years already, it has failed to relocate -- and, indeed, to the extent that it ever had even a construction permit to relocate, it lost that permit because of its own failure to move forward diligently with construction. As a result, all that Station WDFL(FM) has now is an application (a flawed application, as Dickerson has

^{2/} Since the Beverly Hills upgrade is not necessary to accommodate the other changes proposed herein, if Beverly Hills balks at undertaking the expense of that upgrade, then Dickerson submits that the Commission should simply leave the Beverly Hills allotment in its current posture as a Class C3 channel.

demonstrated in a petition to deny) seeking yet another construction permit. In other words, Station WDFL(FM) is in the same position it was in when it was first ordered by the Commission to relocate itself. Because of this, Dickerson submits that Dickerson should not be required to reimburse Station WDFL(FM) for any costs arising from Station WDFL(FM)'s relocation from Channel 292A.

WHEREFORE, for the reasons stated, the allotment plan set forth above will best serve the public interest. Accordingly, the Commission should deny the proposal of Frank Vela to allot Channel 228A to Perry, Florida, and instead allot Channel 249A to Perry, Channel 295C2 to Starke, Channel 292C2 to Beverly Hills and Channel 227C3 to Cross City, while modifying as indicated above the site restriction relative to Channel 250A in Woodville, Florida.

Respectfully submitted,


/s/ Harry F. Cole
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November 17, 1997

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402 TENTH AVENUE • P.O. BOX 367 • HADDON HEIGHTS, NJ 08035-0367

Engineering Report

in Support of

Counterproposal to Notice of Proposed Rulemaking
to modify FCC Rules and Regulations Section 73.202(b)

at Perry, FL, MM Docket No. 97-205

on behalf of Dickerson Broadcasting, Inc.

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Abstract

The Federal Communications Commission has issued a Notice of Proposed Rulemaking proposing to allot channel 228A to Perry Florida in MM Docket No. 97-205. Dickerson Broadcasting, Inc., Licensee of WEAG Starke, FL seeks to make a counterproposal for allocation in this proceeding. This engineering report supports this counterproposal.

Counterproposal

MM Docket No. 97-205 proposes to add an allocation for channel 228A to Perry Florida. This counterproposal is mutually exclusive with the allocation of channel 228A to Perry, because it requires the allocation of channel 227C3 to Cross City, FL.

MM Docket No. 97-205 proposes:

Community	Channel No.	
	Present	Proposed
Perry, Florida	221A	221A, 228A

This counterproposal proposes:

Perry, Florida	221A	221A, 249A
Cross City, Florida	295C1	227C3
Starke, Florida	292A	295C2
Beverly Hills, Florida	292C3	292C2

This counterproposal also requires the reference coordinates for the recently allocated channel 250A at Woodville, Florida be changed. There has not been a window opening assigned to channel 250A at Woodville, FL.

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Allocations Studies

Each of the allocations proposed are fully spaced at the reference coordinates to all other stations. Below are tables generated by Radiosoft's Mapfm program detailing the spacings for each of the sites studied. Each short spacing shown is eliminated by the proposed changes, or by resolution of MM Docket 92-195.

Perry, Florida Reference Coordinates:

MAPFM search of channel 249A6 (97.7 MHz), at N. 30 1 55, W. 83 28 45.

Searching Channel 249A6 (97.7 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEAR
ALC	Statenville	GA	248	A	U	100.3	72.0	35.0°	28.3
WHLJ	Statenville	GA	248	A	C	101.0	72.0	34.8°	29.0
ALC	Bonifay	FL	249	C1	U	218.8	200.0	289.8°	18.8
WRRX	Micanopy	FL	249	A	L	124.7	115.0	116.2°	9.7
WRRX	Micanopy	FL	249	A	C	124.7	115.0	116.2°	9.7
WYYX	Bonifay	FL	249	C1	L	200.7	200.0	285.4°	0.7
ALC	Woodville 1/	FL	250	A	V	69.1	72.0	295.3°	-2.9
WQHLFM	Live Oak	FL	251	C2	L	57.0	55.0	60.2°	2.0
WQHLFM	Live Oak	FL	251	C2	C	57.0	55.0	60.2°	2.0
ALC-P	Woodville 1/	FL	250	A	V	71.7	72.0	122.6°	-0.3

Note 1: Reference coordinates are proposed to be changed for Woodville, Florida to effect full spacing.

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Cross City, Florida Reference Coordinates:

MAPFM search of channel 227C3 (93.3 MHz), at N. 29 49 21, W. 83 11 12

Searching Channel 227C3 (93.3 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEAR
ALC	Valdosta	GA	225	C1	U	110.0	76.0	351.5°	34.0
WAAC	Valdosta	GA	225	C1	L	110.0	76.0	351.5°	34.0
ALC	Tampa	FL	227	C	U	237.3	237.0	157.7°	0.3
ALC	Gretna	FL	227	A	U	158.7	142.0	300.9°	16.7
ALC	Callahan	FL	227	C2	U	177.1	177.0	62.7°	0.0
WFLZ	Tampa	FL	227	C	L	237.3	237.0	157.7°	0.3
WGWD	Gretna	FL	227	A	L	158.7	142.0	300.9°	16.7
WPLA	Callahan	FL	227	C2	L	177.1	177.0	62.7°	0.0
ALC	Perry 2/	FL	228	A	A	49.6	89.0	311.1°	-39.4
ALC	Ocala	FL	229	C	U	121.9	96.0	122.1°	25.9
WOGK	Ocala	FL	229	C	L	123.5	96.0	119.8°	27.5

Note 2: Perry is proposed in this counterproposal to be allocated to 249A instead of 228A

Starke, Florida Reference Coordinates:

MAPFM search of channel 295C2 (106.9 MHz), at N. 29 53 10, W 82 15 16

Searching Channel 295C2 (106.9 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEAR
WDFLFM	Cross City 3/	FL	292	A	L	90.4	55.0	250.2°	35.4
WEAGFM	Starke	FL	292	A	L	15.3	55.0	71.2°	-39.7
ALC	Five Points	FL	293	A	U	55.4	55.0	313.4°	0.4
ALC	Ponte Vedra Beach	FL	293	A	U	92.9	55.0	66.7°	37.9
WCJX	Five Points	FL	293	A	L	57.6	55.0	314.6°	2.6
WTLKFM	Ponte Vedra Beach	FL	293	A	L	79.2	55.0	56.9°	24.2
ALC	Tavares	FL	294	C1	U	160.5	158.0	156.4°	2.5
WXXL	Tavares	FL	294	C1	L	160.5	158.0	156.4°	2.5
ALC	Douglas	GA	294	C1	U	190.9	158.0	341.9°	32.9
WOKAFM	Douglas	GA	294	C1	L	190.9	158.0	341.9°	32.9
ALC	Cross City 4/	FL	295	C1	U	100.8	224.0	237.8°	-123.2
WDFLFM	Cross City 4/	FL	295	C1	A	65.4	224.0	241.9°	-158.6

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ALC	Jacksonville	FL 297	C1	U	79.1	79.0	56.4°	0.1
WROO	Jacksonville	FL 297	C1	L	79.1	79.0	56.4°	0.1
WLGD	Columbia <u>5/</u>	FL 298	A	C	46.5	55.0	301.7°	-8.5
WXOF-P	Beverley Hills	FL 292	C2	A	111.5	58.0	189.5°	53.5

Note 3: WDFL is not allocated to 292A, and is operating on this channel only until WXOF begins operation on channel 292.

Note 4: The allocation of channel 295C1 is proposed to be changed to 227C3 by this counterproposal.

Note 5: WLGD is an experimental station which is a secondary operation which must cease operation when WEAG begins operating on channel 295C2.

Beverly Hills, Florida:

Spacings for WXOF Licensed Site and Reference Coordinates.

MAPFM search of channel 292C2(106.3 MHz), at N. 28 53 38, W. 82 26 39

Searching Channel 292C2 (106.3 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG
CLEARANCE								
WOCL	Deland	FL	290	C	L	109.8	105.0	88.4° 4.8
ALC	Beverly Hills	FL	292	C3	U	18.3	177.0	197.0° -158.7
WCIF	Melbourne	FL	292	A	L	202.1	166.0	116.6° 36.1
WDFLFM	Cross City <u>3/</u>	FL	292	A	A	103.9	166.0	319.8° -62.1
WDFLFM	Cross City <u>3/</u>	FL	292	A	L	103.9	166.0	319.8° -62.1
WEAGFM	Starke <u>6/</u>	FL	292	A	L	119.5	166.0	16.0° -46.5
WLVUFM	Holiday <u>7/</u>	FL	292	A	L	72.9	166.0	201.3° -93.1
WSRZFM	Sarasota	FL	292	A	L	173.0	166.0	184.2° 7.0
WVOJ	Avon Park	FL	292	A	L	174.8	166.0	147.7° 8.8
WXOF	Beverly Hills	FL	292	C3	C	13.1	177.0	190.2° -163.9
ALC	Sarasota	FL	293	C2	V	160.0	130.0	187.9° 30.0
WSRZFM	Sarasota	FL	293	C2	A	150.0	130.0	184.9° 20.0
WXXL	Tavares	FL	294	C1	L	91.0	79.0	114.1° 12.0
ALC	Cross City <u>4/</u>	FL	295	C1	U	87.8	79.0	309.9° 8.8
WDFLFM	Cross City <u>4/</u>	FL	295	C1	A	88.5	79.0	333.5° 9.5
WEAG-P	Starke	FL	295	C2	A	111.5	58.0	9.5° 53.5

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Note 6 - WEAG Starke, FL is to move to 295C2 under this proposal

Note 7 - WLWU-FM is to move to 246C2 under MM Docket 92-195

Spacings from WXOF Construction Permit Site:

MAPFM search of channel 292C2 (106.3 MHz), at N. 28 46 39, W. 82 28 5
(WXOF Construction Permit Coordinates using 73.215(e) Spacings)

Searching Channel 292C2 (106.3 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG
CLEARANCE								
WOCL	Deland	FL	290	C	L	113.2	96.0	81.9° 17.2
WDFLFM	Cross City	3/	FL	292	A	A	112.7 143.0	324.9° -30.3
WDFLFM	Cross City	3/	FL	292	A	L	112.7 143.0	324.9° -30.3
WEAGFM	Starke	6/	FL	292	A	L	132.6 143.0	15.4° -10.4
WLWUFM	Holiday	7/	FL	292	A	L	60.1 143.0	203.7° -82.9
WSRZFM	Sarasota		FL	292	A	L	160.0 143.0	183.7° 17.0
WWOJ	Avon Park		FL	292	A	L	165.4 143.0	144.6° 22.4
WXOF	Beverly Hills		FL	292	C3	C	0.0 166.0	0.0° -166.0
ALC	Sarasota		FL	293	C2	V	146.9 117.0	187.6° 29.9
WSRZFM	Sarasota		FL	293	C2	A	137.0 117.0	184.4° 20.0
WXXL	Tavares		FL	294	C1	L	88.8 76.0	105.8° 12.8
ALC	Cross City	4/	FL	295	C1	U	95.0 76.0	316.8° 19.0
WDFLFM	Cross City	4/	FL	295	C1	A	99.3 76.0	338.0° 23.3
WEAG-P	Starke		FL	295	C2	L	132.6 56.0	15.4° 76.6

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Woodville, Florida revised Reference Coordinates:

MAPFM search of channel 250A6 (97.9 MHz), at N. 30 22 38, W. 84 6 32.
Revised Coordinates for allocation

Searching Channel 250A6 (97.9 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEAR
WMGRFM	Bainbridge	GA	247	C	L	95.6	95.0	334.1°	0.6
WYYX	Bonifay	FL	249	C1	L	133.5	133.0	276.4°	0.5
ALC	Woodville	FL	250	A	V	8.9	115.0	191.8°	-106.1
W250AF	Tallahassee	FL	250	D	L	20.5	0.0	306.6°	20.5
WQHLFM	Live Oak	FL	251	C2	L	110.4	106.0	95.2°	4.4
WQHLFM	Live Oak	FL	251	C2	C	110.4	106.0	95.2°	4.4
WFSY	Panama City	FL	253	C	L	133.5	95.0	276.4°	38.5
ALC-P	Perry	FL	249	A	V	71.7	72.0	302.6°	-0.3

Service to Principal Communities

Each allocation must provide principal community service using a standard facility for the proposed class. Figures 1 through 4 are maps showing the extent of the 70 db μ V principal community grade contour, and the proposed principal community. Each of these maps demonstrate that the requirements of comply with Federal Communications Commission Rules and Regulations 47CFR § 73.315 for that particular allocation. Beverly Hills, FL was not mapped, since the reference coordinates are the presently licensed facilities, and the proposed change will increase the area within the 70 db μ V contour.

Relative Population Service

The population to receive service from the 60 db μ V service contour from each of the allocations using standard facilities for the class, along with the population receiving service by the present facilities of each operating station are shown below.

	Present Service	Proposed	% Change
Perry, Florida	N/A	17,305	N/A
Cross City, Florida	9,370 <u>a/</u>	23,724	+253%

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Starke, Florida	47,568	433,227	+910%
Beverly Hills, Florida	116,560 b/	379,610	+325%
	-----	-----	
Total Service	173,468	853,866	+492%

Note a: WDFL, Cross City, FL has proposed a 295C1 facility which would serve 231,308 persons if constructed.

Note b: WXOF, Beverly Hills, FL holds an unbuilt construction permit which would serve 199,069 persons if constructed.

White and Grey Areas

This counterproposal serves a substantial amount of white and grey areas. Figure 5 is a map detailing the existing AM and FM services to an area south of Perry. The proposed Perry 249A and Cross City 227C3 service contours will provide two services to the entire white area, and a substantial portion of the grey area. The WDFL Cross City 295C1 proposal will not serve any white area, and serves only a tiny portion of the grey areas now receiving only one service, whereas this Cross City 227C3 counterproposal will serve all of the present white area, and a large additional single service grey area.

The white and grey areas are in Taylor County, and comprise a substantial portion of Perry South Division. Several thousand people reside in Perry South Division.

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Current Short Spacings Relieved

The present facility of WEAG-FM, Starke, Florida is short spaced under Federal Communications Commission Rules and Regulations 47CFR § 73.207 to the following stations:

WKBX, Kingsland, FL - Co-channel short spacing of 10.2 km
WDFL, (Licensed), Cross City, FL - Co-channel short spacing of 9.3 km
WXOF, (CP) Beverly Hills, FL - Co-channel short spacing of 4.1 km
WTLK-FM, Ponte Vedra Beach, FL - First adjacent short spacing of 7.5 km
WCJX, Five Points, FL - First adjacent channel short spacing of 6.1 km

The WDFL 295C1 proposal is short spaced with the following stations:

Radio Station WXXL Tavares, FL is First Adjacent channel short spaced by 8.2 km
Radio Station WSNi Thomasville, GA is First Adjacent channel short spaced by 4.9 km
Radio Station WCJX, Five Points, FL is Second Adjacent channel is short spaced by 1.9 km.

Each of these short spacings would be completely eliminated by implementing this counterproposal. Each of the listed stations would benefit from reduction in interference and return to full spacing.

Conclusion

The counterproposal described herein will provide a substantial public benefit in several ways. First a large white area will receive two new services. Second, a large grey area receiving only one service will now receive two or three. Third, the total population served will increase greatly for all stations, both in absolute terms and in relative terms for each station. Fourth, it will serve to provide a reduction in the short spacing between stations, thereby providing relief from mutual interference between stations..

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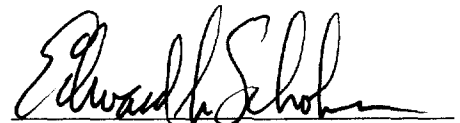
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Engineer's Statement

This is to certify that this report has been prepared by myself, or under my direction. It is correct and accurate of my own knowledge, except where stated otherwise, and where this is so, the information is correct to the best of my knowledge and belief.

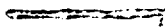
I further certify that I am a Licensed Professional Engineer in the State of New Jersey, with a BSEE degree from the Newark College of Engineering of NJIT, and that I am regularly engaged in the practice of radio engineering with the firm of Radiotechniques Engineering Corporation, with offices at 402 Tenth Avenue, Haddon Heights, NJ. I am a member of the AFCCE, senior member of the IEEE, and SBE, and hold an FCC General Radiotelephone Operator License, and am Certified as a Senior Broadcast Engineer by the SBE. My qualifications are a matter of record with the FCC.

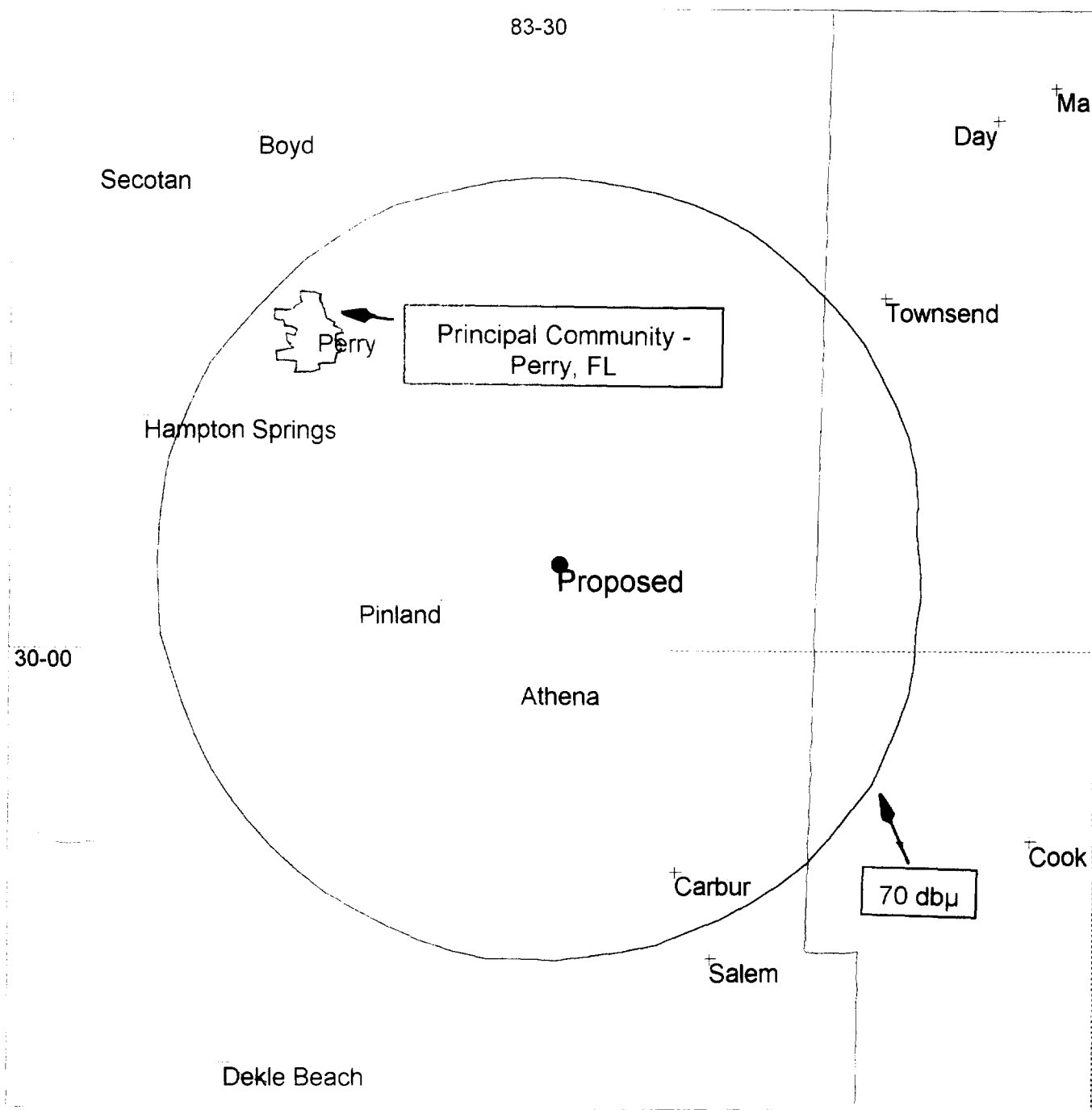
Date: November 14, 1997



Edward A. Schober, PE

(Seal)





Scale 1:250000

5 Km

FM Service
Lat-Lon Grids

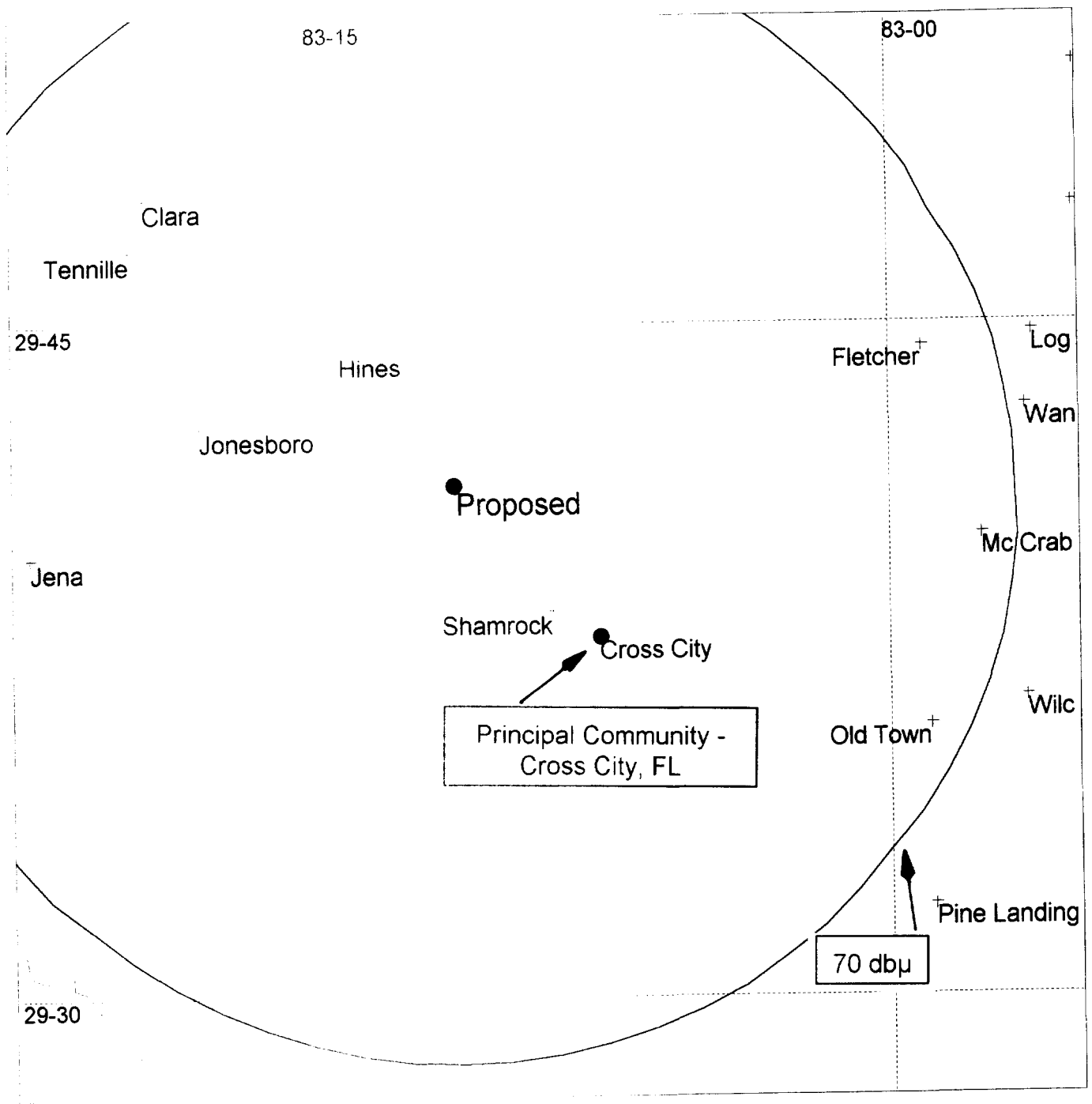
County Borders

State Borders

Figure 1
Principal Community Coverage
Perry, FL

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Scale 1:250000

5 Km

FM Service

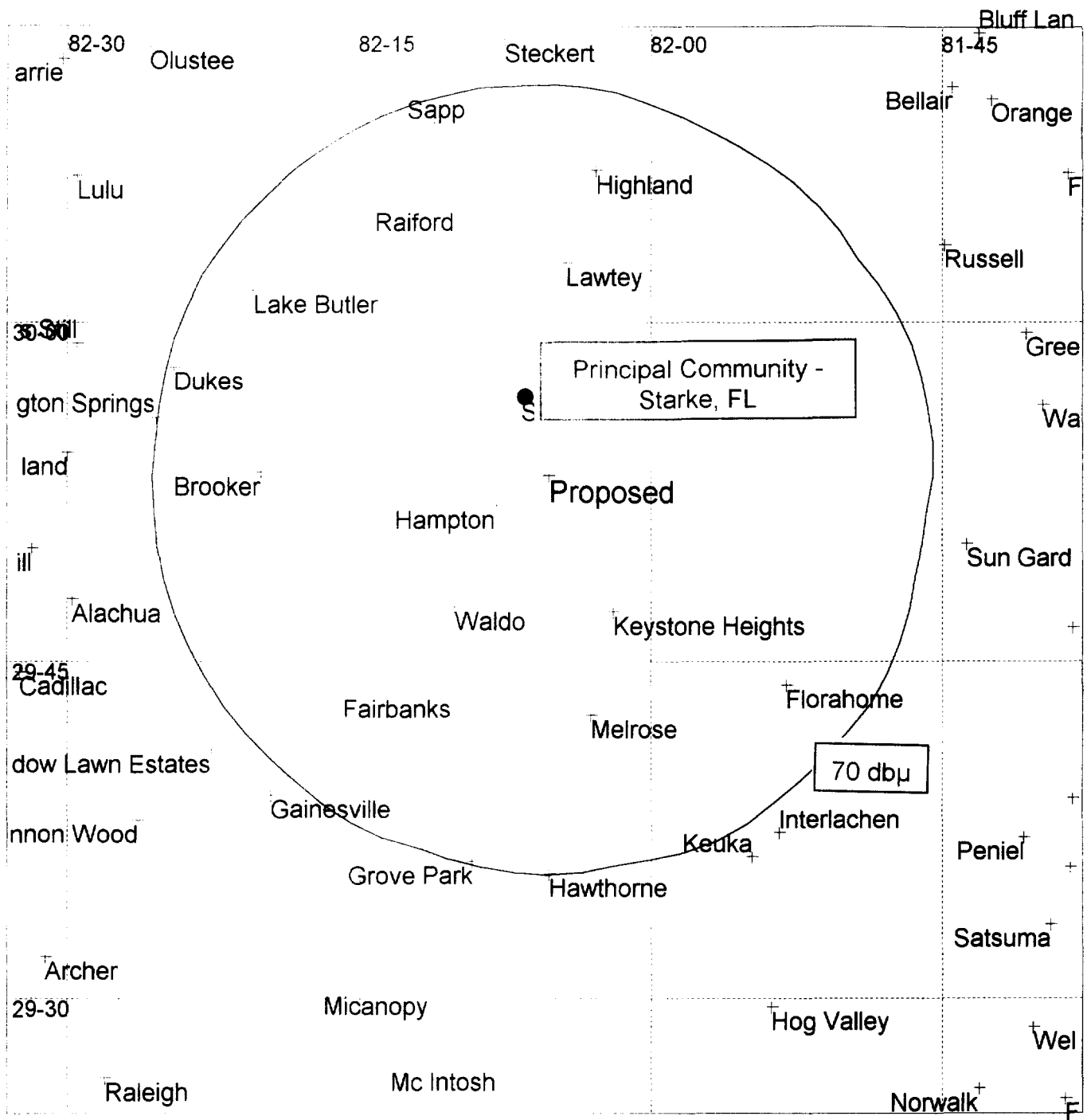
State Borders

Lat-Lon Grids

Figure 2
Principal Community Coverage
Cross City, FL

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Cross City, FL 227C3
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Scale 1:500000

10 Km

FM Service

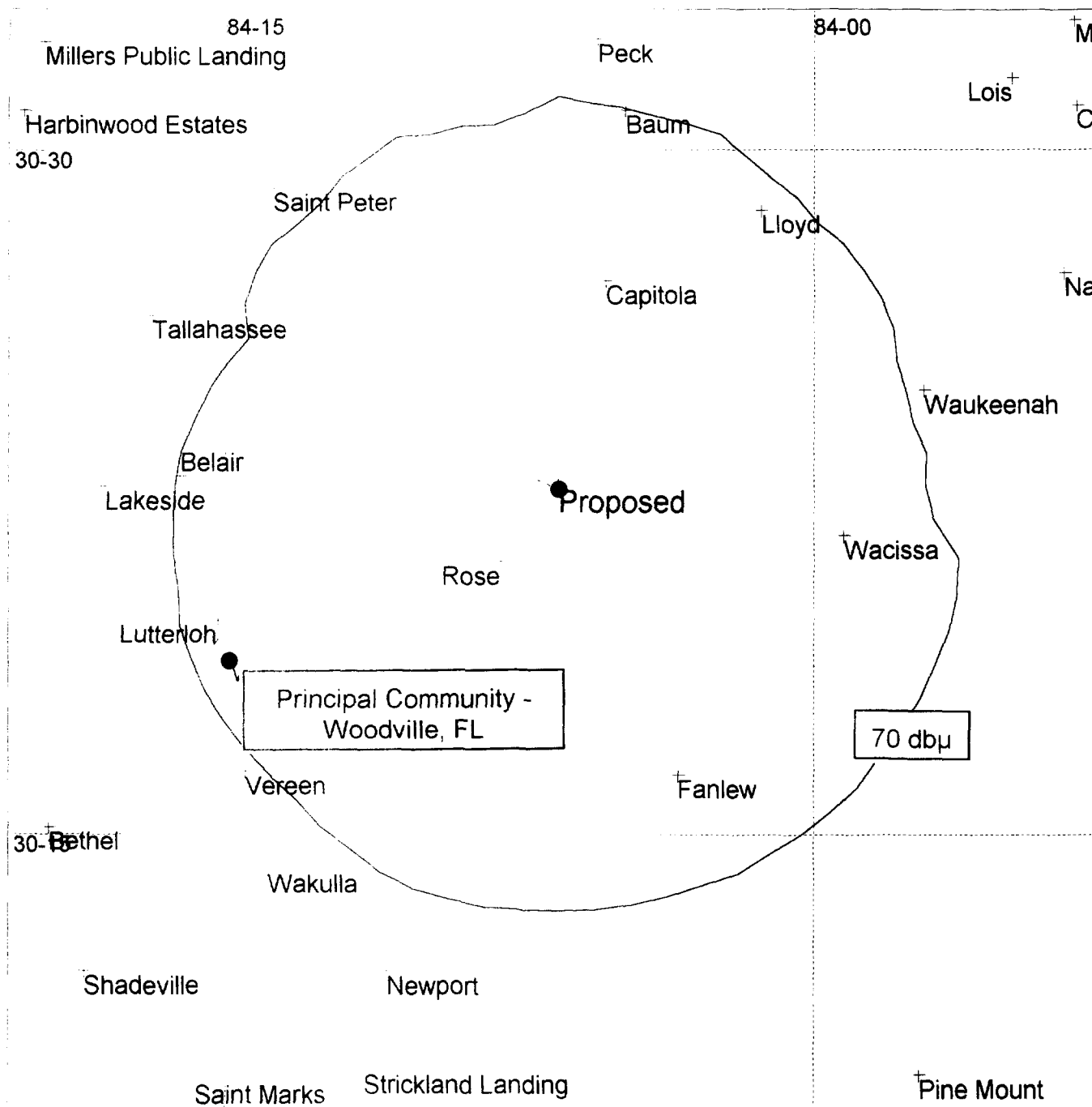
State Borders

Lat-Lon Grids

Figure 3
Principal Community Coverage
Starke, FL

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Starke, FL 295C2
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Scale 1:250000

5 Km

FM Service

State Borders

Lat-Lon Grids

Figure 4
Principal Community Coverage
Woodville, FL

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